

Proposed Revisions to the PPP Policy - Executive Summary

The current version of the Public Private Partnerships Policy and Procedures was adopted by the Board of Transportation on October 4, 2012. In the development of the Public Private Partnerships Policy and Procedures and the current proposed revisions thereto, the NCDOT followed practices consistent with those used for design-build to ensure considerable involvement by the Carolinas Associated General Contractors, Inc. and the American Council of Engineering Companies.

The Public Private Partnerships Policy and Procedures document essentially governs the procurement process for public private arrangements.

The Transportation Program Management Unit is currently proposing amendments to the attached policy that would (1) update the history of legislative authority to reflect Session Law 2013-183; and (2) outline a process by which the NCDOT could entertain unsolicited proposals. The proposed revisions would outline a process for the submission, consideration, and disposition of unsolicited proposals. The NCDOT would reserve the right to reject any unsolicited proposal or further that concept through a public advertisement. The proposed policy would also state NCDOT's right to issue a Request for Letters of Interest to ensure that adequate competition for a given concept is present in the marketplace prior to a formal public advertisement. Firms and contractors are incentivized to submit an unsolicited proposal by way of automatic inclusion on the short list of bidders provided that firm or contractor is prequalified by the Department to perform the work and that the unsolicited proposal is accepted by the Department and furthered to a public advertisement.

These draft revisions have been vetted by the Carolinas Associated General Contractors, Inc. and the American Council of Engineering Companies. and will likely go to the Board of Transportation later this year for discussion and consideration of adoption.